Reg. No. B.G. 202.

The Mysore Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV 2C-(ii)

BANGALORE, TUESDAY, SEPTEMBER 28, 1965
(ASVIJA 6, SAKA ERA 1887.)

No. 176

ORDER

Bangalore, dated 28th September 1965

S.O. 3189.—In exercise of the powers conferred by sub-rules (2) and (3) of rule 125 of the Defence of India Rules, 1962, and of all other powers hereunto enabling and with the prior concurrence of the Central Government, the Government of Mysore hereby makes the following Order, namely:—

1. *Title, extent and commencement.*—(1) This Order may be called the Mysore Foodgrains (Declaration of stocks) Order, 1965.

(2) It extends to the whole of the State of Mysore.

(3) It shall come into force on the 29th September 1965.

2. *Definitions.*—In this Order, unless the context otherwise requires :—

(*a*) "foodgrains" means any of the varieties of bajra, jowar, local wheat, maize, paddy, rice or ragi ;

(*b*) "local wheat" means wheat grown in India;

(*c*) "Schedule" means a Schedule appended to this Order;

(*d*) "stock-holder" means every person who has in his possession or control—

(i) forty quintals or more of paddy; or

(ii) twenty-five quintals or more of rice; or

(iii) such quantity of paddy and rice the aggregate quantity of which is equivalent to twenty-five quintals of rice or more, one and a half kilogram of paddy being deemed as equivalent to one kilogram of rice; or

(iv) Twenty-five quintals each or more of bajra, or jowar, or local wheat or maize or ragi.

3. *Declaration of stocks of foodgrains.*—(1) Every stock-holder shall, within two days from the date of commencement of this Order, or in the case of a person who becomes a stock-holder on or after the commencement of this Order within two days from the date on which he becomes such stock-holder make a declaration in the form set forth in Schedule I, of the quantity of the foodgrains in his possession or control to the Tahsildar incharge of the Taluk having jurisdiction over the area.

(2) Every stock-holder shall make a further declaration every month on or before the third day of the month of the quantity of foodgrains in his possession or control on the first day of that month, in the manner and to the Officer specified in sub-clause (1).

(3) Every declaration under this clause shall be made in duplicate of which one copy shall be authenticated by the officer to whom it is made and thereafter it shall be returned to the stock-holder who shall retain it as evidence of the declaration made by him.

Explanation.—A declaration under this clause may be submitted to the Tahsildar by the stock-holder by delivery of such declaration in person or by transmission of such declaration by registered post along with necessary postage stamps required for the retransmission of the authenticated copy of the declaration to the stock-holder.

4. *Forfeiture of stocks of foodgrains.*—If any person contravenes any provision of this Order, then without prejudice to any other punishment to which he may be liable, any court trying such contravention may direct that any stock of foodgrains together with any packages and coverings thereof, in respect of which the Court is satisfied that the Order has been contravened, shall be forfeited to the State Government.

5. *Powers of entry, search, seizure, etc.*—Any officer specified in the Schedule II who is authorised by the State Government in this behalf, may, within the limits of his jurisdiction, with a view to securing compliance with the provisions of this Order, or to satisfy himself that the provisions of this Order have been complied with—

(*a*) enter, inspect or search any premises, place, vehicle, or vessel in which he has reason to believe that a contravention of this Order has been, is being, or is about or likely, to be committed;

(*b*) enter, into search or inspect any vehicle or vessel or other conveyance used or intended to be used for the movement of foodgrains;

(*c*) seize the stock of foodgrains in respect of which the Officer has reason to believe that a contravention of this Order has been, or is being, or is about or likely, to be committed along with the packages, coverings, or receptacles in which such foodgrains are found, or vehicles, vessels or other conveyances used in carrying such foodgrains and thereafter take action in accordance with sub-rule (7) of rule 125 of the Defence of India Rules, 1962.

6. *Order not to apply to certain cases.*—Nothing in this order shall apply to the stock of foodgrains in the possession or under the control of—

(i) the State Government or the Central Government ;

(ii) the Food Corporation of India ;

(iii) any hospital, educational institution orphanage.

7. *Repeal and Savings.*—The Mysore Paddy and Rice (Declaration and Requisitioning of Stocks) Order, 1964, and the Mysore Local Wheat, Jowar and Ragi (Declaration and Requisitioning of Stocks) Order, 1964 are hereby repealed :

Provided that such repeal shall not—

(*a*) affect the previous operation of the said orders or anything duly done or suffered thereunder ; or

(*b*) affect any right, privilege, obligation or liability acquired, accrued or incurred under the said orders ; or

(*c*) affect any penalty, forfeiture or punishment incurred in respect of any contravention of any of the said orders ; or

(*d*) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid ; and any such investigation, legal proceedings or remedy may be instituted, continued or enforced, and any such penalty, forfeiture of punishment may be imposed as if the said Orders had not been repealed.

SCHEDULE—I

(*See* Clause 3)

1. Full name and address of the Stock-holder ..	
2. Occupation or profession ..	
3. The exact location of godown or godowns or any place or places of storage.	
4. (1) Stocks at the beginning of the month ..	
(2) Receipts during the month and source of supply.	
(3) Quantity sold or disposed of during the month and details of sale or disposal (date, name of purchaser and quantity sold in the case of sale) and manner of disposal in other cases.	
(4) balance of stock on hand ..	
(*a*) on his own account ..	
(*b*) on account of any other person ..	
(*c*) in partnership with any other person.	
5. Full names and addresses of the persons on account of whom stocks are held and the quantity of stock held on account of each such person.	
6. Full names and addresses of the persons in partnership with whom stocks are held and the quantity of stock held in partnership with each such partner.	

I hereby declare that the above statement is correct and true to the best of my knowledge and belief.

Place : Signature

Date : Station

Ext. 176

SCHEDULE—II

(*See* Clause 5)

(1) Director of Food Supplies in Mysore, Bangalore.
(2) Joint Directors of Food Supplies in Mysore, Bangalore.
(3) Deputy Commissioners of Districts.
(4) Superintendents of Police and Additional Superintendents of Police;
(5) Assistant Commissioners in-charge of Revenue Sub-Divisions.
(6) Deputy Commissioners of Police.
(7) Assistant Superintendents of Police and Assistant Commissioners of Police.
(8) Deputy Superintendents of Police.
(9) Tahsildars in-charge of taluks.
(10) Inspectors of Police.
(11) Sub-Inspectors of Police.

[No. RD 317 FFP 65]

By Order and in the name of the Governor of Mysore,

N. NARASIMHA RAU,
Secretary to Government,
Food Department.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bl'ore.